

Exhibit B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Raymond Antoine Stokbroekx, et al.
Serial No. : 09/998,975
Filed : October 19, 2001
Title : Angiogenesis Inhibiting 5-Substituted-1,2,4-Thiadiazolyl Derivatives
Art Unit : 1624
Examiner : Truong, Tamthorn Ngo

Attn: Office of Patent Legal Administration
Mail Stop: Petitions (Filing Date)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AFFIDAVIT OF Diane L. Hetzler

in support of

PETITION TO ACCORD CORRECT FILING DATE
37 C.F.R. 1.10

I, Diane L. Hetzler, being duly sworn, state as follows:

- 1) I am a citizen of the United States and reside at St. Andrews Street, Howell, MI 48843.
- 2) Until August of 2002, I held the position of Legal Assistant, Office of the General Counsel at Johnson & Johnson. I had been employed by Johnson & Johnson for more than four years.
- 3) As part of my duties as Legal Assistant, Office of the General Counsel at Johnson & Johnson, I delivered to the U.S. Post Office patent correspondence filed by "Express Mail Post Office to Addressee" service of the United States Postal Service.
- 5) On October 19, 2001, I reviewed and signed the "**Express Mail Certificate**," a true copy of which I attest is attached hereto as **Exhibit B-1**, and deposited by "Express Mail Post

Office to Addressee" service of the United States Postal Service the package mailed under Express Mail label number EL710839120US at the United States Post Office in Milltown, NJ 08850 at approximately 4:30 p.m.

6) A true copy of **Express Mail Label** number EL710839120US is attached hereto as **Exhibit B-2**.

7) Exhibit B-2 confirms that the package which I deposited by "Express Mail Post Office to Addressee" service of the United States Postal Service under Express Mail label number EL710839120US at the United States Post Office in Milltown, NJ 08850 on October 19, 2001 was addressed to Assistant Commissioner of Patents, Box Application, Washington, D.C. 20231.

8) Upon reasonable information and belief, the package which I mailed at the United States Post Office in Milltown, NJ 08850 by "Express Mail Post Office to Addressee" service of the United States Postal Service under Express Mail label number EL710839120US on October 19, 2001, contained the items listed on the Express Mail Certificate: complete continuation application, including specification pages, claims, Declaration and Power of Attorney, Preliminary Amendment and an Information Disclosure Statement.

9) I do swear that all statements made in this Affidavit of my own knowledge are true and all statements made on information and belief are believed to be true. All statements in this declaration are made with the knowledge that willful false statements and the like if made in this Affidavit are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code, and that any willful false statement may jeopardize the

(remainder of page intentionally left blank)

validity or enforceability of any patent that may issue on the application for which this Affidavit is made.

Dated this 12th day of June, 2003



Diane L. Hetzler

STATE OF Michigan)
) ss.
COUNTY OF Livingston)

BE IT REMEMBERED, That on this 12th day of June, 2003, before me, a Notary Public, personally appeared Diane L. Hetzler, who I am satisfied is the person named in and who executed the foregoing instrument in my presence, and I having first made known to them the contents thereof, they did acknowledge that they signed, sealed, and delivered the same as their voluntary act and deed for the uses and purposes therein expressed.



Notary Public

FRANCES G. BOWMAN
Notary Public, Livingston County, MI
My Commission Expires Jan. 25, 2006